

REV.: 9/00

For Other Than A Small Entity



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. VOS-12 CON

Applicant(s) : Uwe Sonnewald et al.
Application No. : 09/558,284 Confirmation No.: Not yet assigned
Filed : April 25, 2000
For : 2-DEOXYGLUCOSE-6-PHOSPHATE (2-DOG-6-P)
PHOSPHATASE DNA SEQUENCES AS SELECTION
MARKER IN PLANTS
Group Art Unit : 1638
Examiner : Cynthia Collins

Hon. Commissioner
for Patents
Washington, D.C. 20231

New York, New York
June 22, 2001

TRANSMITTAL LETTER

Sir:

Transmitted herewith: [X] a Reply to Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures; [X] Copy of Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures; [X] Computer Readable Form Submission of Sequence Listing; [X] Paper Copy of Sequence Listing; [X] Statement to Verify Content of Computer Readable Form; [X] Substitute sheets for specification; to be filed in the above-identified patent application.

FEE FOR ADDITIONAL CLAIMS

[X] A fee for additional claims is not required.

[] A fee for additional claims is required.

The additional fee has been calculated as shown below:

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	23 - 23 =	X \$ 18 =	\$	0.00
INDEPENDENT CLAIMS	12 - 12 =	X \$ 80 =	\$	0.00
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM		+ \$270 =	\$	0.00
TOTAL				<u>\$ 0.00</u>

[] A check in the amount of \$_____ in payment of the filing fee is transmitted herewith.

[X] The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

[] Please charge \$_____ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

EXTENSION FEE

[] The following extension is applicable to the Response filed herewith; [] \$110.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); [] \$390.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); [] \$890.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); [] \$1,390.00 extension fee for response within fourth month pursuant to 37 C.F.R.

· § 1.136(a); \$1,890.00 within fifth month pursuant to
37 C.F.R. § 1.136(a).



- [] A check in the amount of [] \$110.00; [] \$390.00;
[] \$890.00; [] \$1,390.00; [] \$1,890.00 in payment
of the extension fee is transmitted herewith.
- [X] The Director is hereby authorized to charge payment
of any additional fees required under 37 C.F.R. §
1.17 in connection with the paper(s) transmitted
herewith, or to credit any overpayment of same, to
Deposit Account No. 06-1075. A duplicate copy of
this transmittal letter is transmitted herewith.
- [] Please charge the [] \$110.00; [] \$390.00;
[] \$890.00; [] \$1,390.00; [] \$1,890.00; extension
fee to Deposit Account No. 06-1075. A duplicate
copy of this transmittal letter is transmitted
herewith.

Jane T. Gunnison (Reg. No. 38,479)
Attorney for Applicants
Li Su (Reg. No. 45,141)
Agent for Applicants

FISH & NEAVE
1251 Avenue of the Americas
New York, New York 10020-1104
Tel.: (212) 596-9000
Fax.: (212) 596-9090

I Heroby Certify that this
Correspondence is being
Deposited with the U.S.
Postal Service as First
Class Mail in an Envelope
Addressed to: ASSISTANT
COMMISSIONER FOR
PATENTS
WASHINGTON, D.C. 20231 on

June 22, 2001
Signature of Person Submitting

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):



- ☐ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: _____

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

PatentIn Software Program Support

Technical Assistance.....703-287-0200

To Purchase PatentIn Software.....703-306-2600

PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR REPLY